

Baker & Hostetler LLP

45 Rockefeller Plaza
New York, New York 10111
Telephone: (212) 589-4200
Facsimile: (212) 589-4201
David J. Sheehan
Seanna R. Brown
Amy E. Vanderwal

Objection Deadline: January 12, 2018

*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation
of Bernard L. Madoff Investment Securities LLC
and the Chapter 7 Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

Adv. Pro. No. 08-01789 (SMB)

SIPA Liquidation

(Substantively Consolidated)

**NOTICE OF TRUSTEE'S MOTION *IN LIMINE*
TO EXCLUDE TESTIMONY BY ROBERT BLECKER**

PLEASE TAKE NOTICE that Irving H. Picard, as trustee ("Trustee") for the substantively consolidated liquidation of Bernard L. Madoff Investment Securities LLC ("BLMIS") under the Securities Investor Protection Act, 15 U.S.C. § 78aaa *et seq.* ("SIPA"), and the chapter 7 estate of Bernard L. Madoff ("Madoff"), by and through his undersigned counsel, will move before the Honorable Stuart M. Bernstein, United States Bankruptcy Judge, at the

United States Bankruptcy Court, the Alexander Hamilton Customs House, One Bowling Green, New York, New York 10004, for entry of an order granting the Trustee's Motion *In Limine* and Memorandum of Law to Exclude Testimony by Robert Blecker ("Trustee's Motion *in Limine*") at the evidentiary hearing on the Trustee's Motion for an Order Affirming Treatment of Profit Withdrawal Transactions, scheduled for January 19, 2018. A proposed order is attached hereto as Exhibit 1.

PLEASE TAKE FURTHER NOTICE that written objections to the Trustee's Motion *in Limine* must be filed with the Clerk of the United States Bankruptcy Court, the Alexander Hamilton Customs House, One Bowling Green, New York, New York 10004 by no later than **4:00 p.m., on January 12, 2018** (with a courtesy copy delivered to the Chambers of the Honorable Stuart M. Bernstein) and must be served upon: (a) Baker & Hostetler, LLP, counsel for the Trustee, 45 Rockefeller Plaza, New York, New York 10111, Attn: David J. Sheehan, Esq., and (b) the Securities Investor Protection Corporation, 1667 K Street NW, Suite 1000, Washington, D.C. 20006, Attn: Kevin H. Bell, Esq., so as to be received on or before **January 12, 2018**. Any objection must specifically state the interest that the objecting party has in these proceedings and the basis of the objection to the Trustee's Motion *in Limine*.

PLEASE TAKE FURTHER NOTICE that this matter will be heard at a date and time determined by the Court.

PLEASE TAKE FURTHER NOTICE that Notice of the Trustee's Motion *in Limine* will be provided by U.S. Mail, postage prepaid or email to: (i) all parties included in the Master Service List as defined in the Order Establishing Notice Procedures, ECF No. 4560; (ii) all parties that have filed a notice of appearance in this case; (iii) the SEC; (iv) the IRS; (v) the United States Attorney for the Southern District of New York; and (vi) SIPC, pursuant to the Order Establishing

Notice Procedures, ECF No. 4560. The Trustee submits that no other or further notice is required.

In addition, the Trustee's pleadings filed in accordance with the schedule outlined above will be posted to the Trustee's website www.madofftrustee.com and are accessible, without charge, from that site.

Dated: New York, New York
January 4, 2018

Respectfully submitted,

BAKER & HOSTETLER LLP

/s/ David J. Sheehan

Baker & Hostetler LLP

45 Rockefeller Plaza

New York, New York 10111

Tel: (212) 589-4200

Fax: (212) 589-4201

David J. Sheehan

Email: dsheehan@bakerlaw.com

Seanna R. Brown

Email: sbrown@bakerlaw.com

Amy E. Vanderwal

Email: avanderwal@bakerlaw.com

*Attorneys for Irving H. Picard, Trustee for
the Substantively Consolidated SIPA
Liquidation of Bernard L. Madoff Investment
Securities LLC and the Chapter 7 Estate of
Bernard L. Madoff*